

**STATE OF NEW MEXICO
BEFORE THE SECRETARY OF ENVIRONMENT**

**NEW MEXICO ENVIRONMENT
DEPARTMENT RESOURCE PROTECTION DIVISION
Complainant,**

v.

No. SWB 20-01(CO)

BL SANTA FE, LLC

and

**HRV HOTEL PARTNERS, LLC
Respondents.**

SECOND AMENDED SCHEDULING ORDER

Upon Respondents' Notice of Withdrawal of Counsel dated November 16, 2021, and subsequent Notice of Appearance dated November 17, 2021, the Office of Public Facilitation held the second prehearing scheduling conference with all parties in attendance and Mr. Thomas Hnasko pursuant to his ethical obligation. Being fully advised in the premises, and pursuant to 20.1.5 NMAC and the parties stipulations:

it is hereby ordered:

1. The January 5, 2021, hearing is hereby vacated, and the parties will present evidence as to any and all remaining factual issues on January 26, 2021, and the hearing may continue through January 28, 2021 as necessary.
2. Prefiled Technical Testimony: 20.1.5 NMAC does not contemplate prefiled technical testimony.

3. Prehearing deadlines (by the close of business):
 - a. Respondents are granted leave to file an Amended Answer which shall be filed on or before November 27, 2021.
 - b. Complainant is granted leave to file an Amended Compliance Order which shall be filed on or before December 10, 2021.
 - c. Complainant's Witness List shall be filed on or before December 17, 2021.
 - d. Respondents' Witness list shall be filed on or before December 27, 2021.
4. The Parties are encouraged to narrow the scope of the factual issues and/or endorse a settlement agreement in this matter. In that event, the Parties shall file a Joint Motion to Vacate the Hearing with the Office of Public Facilitation on or before January 12, 2022.
5. Prehearing Motion practice: The Parties shall file any prehearing motion on or before January 5, 2022. In that event the Response shall be filed on or before January 14, 2022. The Hearing Officer will enter an order on the record on or before January 19, 2022.

**Gregory
Chakalian**

Digitally signed by
Gregory Chakalian
Date: 2021.11.23 13:50:51
-07'00'

Gregory Chakalian, Hearing Officer

Certificate of Service

I hereby certify that on December 10, 2021, a copy of the **2nd Amended Scheduling Order** was sent to the persons listed below:

Via Email:

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